

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS

FILED

FEB - 7 2013

CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_ Deputy *[Signature]*

UNITED STATES OF AMERICA )

) VS. )

) KENNETH WAYNE MIMS, JR. )

CASE NO.: 3:12-CR-355-M (01)

**REPORT AND RECOMMENDATION  
CONCERNING PLEA OF GUILTY**

KENNETH WAYNE MIMS, JR., by consent, under authority of United States v. Dees, 125 F.3d 261 (5<sup>th</sup> Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Count(s) 2 of the Indictment. After cautioning and examining KENNETH WAYNE MIMS, JR. under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty, and the plea agreement, be accepted, and that KENNETH WAYNE MIMS, JR. be adjudged guilty and have sentence imposed accordingly.

Date: February 7, 2013

  
IRMA CARRILLO RAMIREZ  
UNITED STATES MAGISTRATE JUDGE

**NOTICE**

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).